



P/4242-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Peter A. Jardine

Date: May 20, 2004

Serial No.: 10/734,812

Group Art Unit: 1775

Filed: December 11, 2003

Confirmation No.: 2786

For: SHAPE MEMORY DEVICE HAVING TWO-WAY CYCLICAL SHAPE MEMORY
EFFECT DUE TO COMPOSITIONAL GRADIENT AND METHOD OF
MANUFACTURE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Preliminary to examination, please amend as follows.

FEE CALCULATION

Any additional fee required has been calculated as follows:

If checked, "Small Entity" status is claimed.

NO. CLAIMS AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR		EXTRA PRESENT	RATE	ADDIT. FEE
<u>TOTAL</u>	20	<u>MINUS</u>	20	* = 0 X (\$9 SE or \$18)	\$0
<u>INDEP.</u>	4	<u>MINUS</u>	4	** = 0 X (\$43 SE or \$86)	\$0
<u>FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM</u>				X (\$145 SE or \$290)	\$

* not less than 20 ** not less than 3

TOTAL \$ 0

If any additional payment is required, a check which includes the calculated fee of \$ _____
(OFGS Check No. _____) is attached.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

SUMMARY OF AMENDMENTS

1. If checked, an abstract (an amended abstract) is submitted herewith.
2. If checked, amendment(s) to the drawings are submitted herewith.
3. If checked, amendment(s) to the specification are submitted herewith.
4. If checked, amendment(s) to the claims are submitted herewith.